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ATTORNEY GENERAL OF NEW JERSEY
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FILED

March 29, 2006

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF :

Administrative Action

MYRON MOSKOWITZ, D.P.M.
LICENSE NO. MD 1058

CONSENT ORDER

TO PRACTICE PODIATRIC MEDICINE
IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Medical Examiners ("Board") upon receipt of information pertaining to Myron Moskowitz, D.P.M., ("Respondent") and his practice of podiatric medicine without a current license. Respondent is a podiatrist in the State of New Jersey and has been a licensee at all times relevant hereto, although, pursuant to statute, he has lacked a valid license since November 30, 2003.

On January 25, 2006, Respondent appeared at a Preliminary Evaluation Committee of the Board, testified under oath and admitted the following facts:

CERTIFIED TRUE COPY

a. For economic reasons, on or about February 2, 2000, Respondent failed to acquire malpractice liability insurance and has not held such requisite insurance since that date;

b. Respondent relinquished his hospital privileges when he decided not to acquire malpractice insurance;

c. On his 2001-2003 biennial renewal application, submitted to the Board and dated November 8, 2001, Respondent falsely certified that he maintained the required malpractice insurance or that he was exempt, although he lacked malpractice insurance and, since he did not post a letter of credit, he was not exempt;

d. Respondent's license lapsed on October 31, 2003, and from on or about October 31, 2003 forward, Respondent failed to renew his biennial license as statutorily required;

e. Respondent's license to practice podiatric medicine was automatically suspended by operation of law, due to his non-renewal on or about November 30, 2003;

f. Respondent continuously practiced podiatric medicine from February 2000 until February 8, 2006;

g. Respondent practiced podiatric medicine without malpractice insurance and without a current license from October 31, 2003 until February 8, 2006;

h. Respondent billed insurance companies and government insurance programs for medical services provided despite a valid license to do so;

i. After receiving notice from the Board in December 2005, by letter dated December 2, 2005, that his license was suspended, Respondent continued to practice podiatric medicine until on or about February 8, 2006;

j. From on or about July 1, 2003 to the present time, Respondent failed to complete the statutorily requisite Continuing Medical Education requirements because since 2000 he did not complete any CME courses.

A Provisional Order of Discipline ("POD") was filed with the Board on February 27, 2006. This Consent Order resolves all issues raised by that POD.

The conduct set forth herein constitutes violations of N.J.S.A. 45:1-21(b), (e), (h) and (n), and thus forms a basis for the imposition of discipline. Specifically, Respondent's failure to renew his license while continuing to practice constitutes violations of N.J.S.A. 45:5-9 and 45:1-7.1; his misrepresentations about his malpractice status constitute violations of N.J.S.A. 45:1-21(b); and his practice without malpractice insurance constitutes a violation of N.J.S.A. 45:5-5.3.

The Board finding the within disposition adequately protective of the public health, safety and welfare and other good cause shown,

IT IS ORDERED AND AGREED THAT:

1. Respondent's license to practice podiatric medicine and surgery in the State of New Jersey shall be and hereby is suspended for a period of three (3) years, with the first year serving as an active suspension and the remainder served as a period of probation, effective on the date this Order is filed by the Board.

2. Respondent shall successfully complete a Board approved ethics course before his active suspension concludes.

3. Respondent shall pay \$10,000 in penalties before his license may be reinstated.

4. A Certificate of Debt will be filed for \$10,000. Payment of all monies owed shall be paid in full before reinstatement of Respondent's active license, with interest accruing from the date the Consent Order is filed at the post-judgment interest rate as established by New Jersey Court Rule 4:42-11(a)(ii), which is 2% for the year 2006. Payment shall be submitted by certified check or money order payable to the State of New Jersey. Payment shall be sent via regular mail to William Roeder, Executive Director, Board of Medical Examiners, P.O. Box 183, Trenton, NJ 08625-0183.

5. Respondent shall return his original CDS registration to the New Jersey State Board of Medical Examiners, Post Office Box

183, Trenton, New Jersey 08625-0183, within ten (10) days of his receipt of a filed copy of this Order and shall not seek another CDS registration unless and until he is licensed by the Board.

6. Respondent shall immediately advise the DEA of this Order.

7. If asked whether Respondent is a licensed podiatrist, he shall state he is not until his license is reinstated by the Board. If Respondent violates this provision, he shall be subject to criminal prosecution for the unlicensed practice of podiatric medicine and such conduct will be considered a violation of this Order.

8. Respondent shall complete one hundred (100) hours of Board-approved community service within one year of the filing of this Order in a non-podiatric setting. The Board delegates approval of the community service work to Medical Director Joseph Gluck, M.D.

9. Prior to resuming active practice in New Jersey, Respondent shall be required to appear before the Board (or a committee thereof) to demonstrate fitness to resume practice and satisfaction of all the above terms. Any practice in this State prior to formal reinstatement of license by the Board shall constitute grounds for a charge of unlicensed practice. In

addition, the Board reserves the right to place restrictione on
Respondent's practice should his license be reinstated.

NEW JERSEY STATE BOARD OF MEDICAL
EXAMINERS

By: Sindy Paul, MD, MPH
Sindy Paul, M.D., M.P.H.
Board President

I have read and understood
the within Order and agree
to be bound by ita terms.
Consent is hereby given to
the Board to enter this
Order.

Myron Moskowitz, D.P.M.

Consented to as to form.

Alex J. Keoskey, Esq.
Counsel for Respondent

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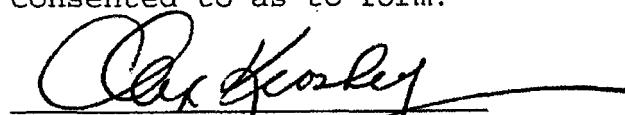
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Alex J. Keoskey, Esq.
Counsel for Respondent